

1 RICHARD A. CANATELLA (SBN 53264)
2 Cotter & Del Carlo
3 4610 Mission Street, Fourth Floor
San Francisco, CA 94112
4 415 584-5446
416 584-5447-FAX
email: delcarlo@earthlink.net

5 Attorneys for Defendant Michael A. Canatella

6 **UNITED STATES DISTRICT COURT**
7 **NORTHERN DISTRICT OF CALIFORNIA**
SAN FRANCISCO DIVISION

8 UNITED STATES OF AMERICA,

No. CR - 00 - 0303 JW

9 Plaintiff,

v.

10 MICHAEL A. CANATELLA,

11 Defendant.
12 _____ /

**STIPULATION AND ORDER RE
AUTHORIZATION TO OFFICIAL
REPORTER TO TRANSCRIBE
PROCEEDINGS AND PREPARE
TRANSCRIPT FOR DISTRIBUTION
TO THE GOVERNMENT AND
DEFENDANT**

13 Date: March 5, 2012

14 Time: 1:30 p.m.

Courtroom: 9, 19th Flr
450 Golden Gate Avenue
15 San Francisco CA 94102

16 WHEREFORE, Defendant MICHAEL A. CANATELLA seeks an Order authorizing
17 KATHERINE A. POWELL, Official Court Reporter, to transcribe proceedings in the
18 captioned action under seal and prepare the transcript for distribution to the
19 Government and defendant for use in a pending appeal before the Ninth Circuit Court of
20 Appeals;

21 WHEREFORE, the Government and defendant wish to obviate the need to bring a
22 motion for the oversight in not obtaining the Court's authorization from the Bench to the
23 Official Reporter to transcribe and distribute the transcript notwithstanding the proceedings
24 were under seal, and resolve the matter by stipulating to the entry of an order authorizing
25 KATHERINE A. POWELL, Official Court Reporter to transcribe proceedings in the
26 captioned matter and prepare the transcript for distribution to the Government and
27 Defendant (on payment of the required fee) for use in a pending appeal; Accordingly,
28

STIPULATION AND ORDER

1 THE GOVERNMENT AND DEFENDANT HEREBY STIPULATE AND AGREE AS
2 FOLLOWS:

3 That the proposed order ("Order") below be signed and entered as an Order of this
4 Court.

5 Dated: March 6, 2012

UNITED STATES OF AMERICA

6 
7 By: Robert David Rees
Assistant United States Attorney

8 Dated: March 6, 2012

DEFENDANT MICHAEL A. CANATELLA

9 
10 STEVEN F. GRUEL
COTTER & DEL CARLO

11 
By: Richard A. Canatella

12 ORDER

13 After having read and considered the stipulation of the UNITED STATES and
14 DEFENDANT for an order authorizing KATHERINE A. POWELL, Official Court Reporter
15 to transcribe proceedings in the encaptioned matter and prepare the transcript for
16 distribution to the Government and defendant for use in a pending appeal before the Ninth
17 Circuit Court of Appeals, notwithstanding that the proceedings were under seal, the Court
18 DIRECTS the Official Reporter to transcribe the proceedings in the encaptioned matter
19 and prepare the transcript for distribution to the Government and Defendant for use in a
20 pending appeal before the Ninth Circuit Court of Appeals, on condition that the proper fee
21 be paid to the Official Reporter.

22 **IT IS SO ORDERED.**

23 Dated: March 7, 2012


24 JAMES WARE
United States District Chief Judge
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